



Austin City Council MINUTES

For JUNE 15, 1989 - 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

Mayor Cooke called to order the meeting of the Council, noting the presence of all Councilmembers.

MINUTES APPROVED

The Council, on Mayor Pro Tem Shipman's motion, Councilmember Carl-Mitchell's second, approved minutes for regular meeting of June 8, 1989 and special meetings of June 6, 1989 and June 8, 1989. (6-0 Vote, Councilmember Urdy out of the room.)

CITIZEN COMMUNICATIONS

Ms. Carol Guthrie discussed City of Austin personnel issues. Mr. Mike McHone talked about zoning of property located at 611 West 22nd Street (Kenny House). Mr. Kirk Becker discussed approving or rejecting applications.

DOWNTOWN COMMISSION REPORT

John Worrall, Downtown Commission, reported on Proposed Downtown Planning Process. He asked Council to appropriate matching funds or in-kind services of up to \$50,000 to bring in a team of planners, architects, etc., to help plan for the revitalization of downtown Austin. Mayor Pro Tem Shipman said she would bring this back in ordinance form for Council to vote upon.

ARTS COMMISSION

A representative of the Arts Commission was to make comments on the AustinPlan, but no one was present to do so.

CONSENT RESOLUTIONS

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, adopted the following resolutions all in one consent motion: (7-0 Vote, unless otherwise indicated.)

New Austin Airport

Approved a short-list of firms to be interviewed for property acquisition and relocation assistance services for the new Austin airport: Airport Acquisition Corporation, S.A. Garza Engineers, Inc., Trans Texas, Z,R&R, Inc. (6-0 Vote, Councilmember Humphrey abstained due to conflict of interest)

Waterline Easements

Authorized release of waterline easements of record in Volume 4616, Page 619 and Volume 4627, Page 404, Travis County Real Property Records, located at Heatherwilde Boulevard at Settlers Valley Drive. (Request submitted by Charles R. Brigrance on behalf of Mera Bank)

Contracts Approved

Approved the following contracts:

TRANS-TEX SUPPLY COMPANY
4619 East 7th Street
Austin, Texas

- Cast Iron Pipe Fittings,
General Services Department
Six Month Supply Agreement
Not to exceed \$41,285.00
89-0104-DC (Included in Operating
Budget of General Services)

SUMMERS ELECTRIC COMPANY
3910 South Industrial Drive
Austin, Texas

- Miscellaneous Large Lamps,
General Services Department
Twelve (12) Month Supply Agreement
Not to exceed \$46,617.00
89-0147-OM (Included in Operating
Budget of General Services)

Lease of Railroad Right-of-Way

Approved a 10-Year Lease (with option to renew) for 67,160 square feet of City-owned railroad right-of-way in the City of Llano, Llano County, Texas to Llano Feed Mill, Inc., aka Wootan's Farm and Ranch Center, Inc. (\$3,025.00 per annum payable by the lessee)

Restrictive Covenant Termination

Authorized the City Manager to sign zoning restrictive covenant terminations on disannexed land.

Payment from Austin Cablevision

Approved annual access fund budget and request for payment from Austin Cablevision. (\$570,000.00 from Austin Cable Vision to access Fund Trust & Agency Account 07044)

ITEMS POSTPONED

Postponed to June 29, 1989 is a resolution providing for requirements of organizations desiring to reserve public parkland.

Postponed indefinitely is second/third reading of an ordinance regarding Cox Publications of Texas, Inc., Zoning Case C814-89-0003.

Postponed to the June 20, 1989 Council Meeting, meeting as the Electric Utility Board, is a resolution authorizing and approving a professional services agreement in the amount of \$140,950.00 with Energy Management Associates for Integrated Least Cost Resource Planning Project.

Postponed to June 29, 1989 is an ordinance authorizing the transfer of development rights from certain property in the Barton Creek Watershed.

Postponed indefinitely is an ordinance amending the 1988-89 Annual Operating Budget to reappropriate \$150,000.00 from the Economic Development Endowment Trust Fund to fund a Music Industry Loan Program.

Postponed indefinitely is an amendment to the City of Austin Leveraged Loan Pool Program Operating Regulations to include a Music Industry Loan Program.

Postponed to June 20, 1989 is presentation of status report of projects by the Economic Development and International Trade Department.

LEGAL SIGNS IN CONDEMNED AREA

The Council, on Mayor Pro Tem Shipman's motion, Councilmember Humphrey's second, waived the requirement for three readings and finally passed an ordinance amending Section 13-2-857 of the Austin City Code to allow the relocation of legal signs in an area subject to the right-of-way condemnation. (7-0 Vote)

TRAFFIC LIGHT REPORT REQUESTED

Mayor Cooke requested the City Manager to prepare a report on the status of traffic signal lights during the past five (5) years in the City of Austin. Report is to be presented at a future work session.

ROADWAY BOND FUNDS

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, waived the requirement for three readings and finally passed an ordinance reallocating 1984 Roadway Bond Funds to the U.S. 183 and U.S. 290/S.H. 71 Projects. (Reallocation of \$11.5 million from authorized unissued bonds for various projects in 1984 street fund.) (7-0 Vote)

FINANCIAL PLAN AMENDMENT

The Council, on Councilmember Humphrey's motion, Mayor Pro Tem Shipman's second, waived the requirement for three readings and finally passed an ordinance amending the 1988-89 Financial Plan by appropriating \$293,568.00 from General Fund ending balance for the rearrangement and installation of telephonic cabling and wiring needed to move various departments into lease space at Two Commodore Plaza. (6-0 Vote, Mayor Cooke out of the room)

NEW AUSTIN AIRPORT

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, waived the requirement for three readings and finally passed an ordinance amending the 1988-89 Aviation Operating Budget by appropriating \$26,691.00 from the ending balance of the Aviation Operating Budget to increase the Aviation Budget in the amount of \$26,691.00 to provide for one new staff position, Project Director New Airport Development. (6-1 Vote, Councilmember Barnstone voted No.)

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, adopted a resolution approving a Supplemental Amendment No. 2 to Professional Services Agreement No. 88-S097-JJ between the City of Austin and Sverdrup Corporation to reflect a change in the Program Manager reporting process; update program schedule; provide flexibility in assignment of Sverdrup Program Manager personnel; and clarify insurance and indemnity requirements. (6-1 Vote, Councilmember Barnstone voted No.)

FARMER'S MARKET LOAN PROGRAM

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, waived the requirement for three readings and finally passed an ordinance authorizing the utilization of \$2,486.00 from the Farmer's Market Loan Program, to be used to acquire proper signage by the Travis County Farmer's Market. (7-0 Vote)

CITY OF AUSTIN FINANCIAL POLICIES

Council had before them for consideration approval of City of Austin Financial Policies. Councilmember Carl-Mitchell, chairman of the Policy Planning and Budget Committee, who brought forth the policies, told Council the Hospital Board had suggested some changes.

Tom Young, Administrator, Brackenridge Hospital, said the Hospital Board had recommended changes in wording of two of the policies relating to the hospital. He referred to policy #3 and #7. The first dealt with wording concerning bad debt, "direct care revenues shall absorb no more than 7% of the bad debt. General Fund revenue shall be responsible for the balance of the bad debt. Bad debt shall be budgeted annually with a target not to exceed 22%." Policy #7 recommendation was to drop the statement at the end because the Board recommended "that there needs to be a continual availability of investment in the capital resource of the hospital and that it should not be dependent upon excess revenue". Mr. Young said it was pointed out to the Board that over the recent years "we have budgeted that into the requirements of the hospital and we have operated consistent with this policy." Mayor Cooke said those changes looked good to him. City Manager Barnett concurred with the recommendations.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, waived the requirement for three readings and finally passed an ordinance approving the City of Austin Financial Policies, including additions concerning Brackenridge Hospital. (7-0 Vote)

ARABIAN TRAIL PAVING ASSESSMENT

Councilmember Carl-Mitchell introduced a resolution regarding paving assessment for 11800 Arabian Trail. Councilmember Carl-Mitchell discussed the situation and said, "I don't have an item on the agenda to do this, but I think we should appoint a committee to work with our staff and look at a policy statement we can make to alleviate the problem which has been brought to our attention." No action was taken on a resolution but policy issues will be studied.

BOARD AND COMMISSION APPOINTMENTS

Council discussed the appointment of board and commission members. They said they would really like to make appointments at the first meeting of each month rather than have them listed on each agenda. They unanimously agreed to have the next appointments on June 29, 1989 since the July 6, 1989 Council meeting will be cancelled. The next date after that on which appointments will be made is August 3, 1989.

CITY DEPARTMENT CONSOLIDATION

The Council, on Councilmember Carl-Mitchell's motion, Mayor Cooke's second, passed through SECOND READING of an ordinance consolidating Austin's Resource Management Department, the Department of Environmental Protection, and the Solid Waste Services Division into one department to be known as Environmental and Conservation Services Department. (4-3 Vote, Mayor Pro Tem Shipman, Councilmembers Humphrey and Nofziger voted No.)

EXECUTIVE SESSION

Mayor Cooke announced Council would go into Executive Session, pursuant to Article 6252-17, Texas Revised Civil Statutes Annotated, to discuss matters of land acquisition, litigation and for personnel matters. No final action, decision or vote by the City Council will be taken on any subject or matter unless specifically listed on the agenda for this meeting.

Pending Litigation - Section 2, Paragraph e
City of Austin vs. Houston Lighting and Power
Personnel Matters - Section 2, Paragraph g
City Manager and Municipal Court Clerk Performance Review

RECESS

Council recessed its meeting from 3:10 to 5:30 P.M. for executive session. No action was taken by Council.

AQUA FESTIVAL

Councilmember Nofziger introduced an item to Council regarding long term lease of the auditorium site as the location of the annual Aqua Festival and establishment of a negotiating team. There were several speakers and then the following motion was made:

Motion

The Council, on Councilmember Nofziger's motion, Councilmember Carl-Mitchell's second adopted a resolution to grant a one year extension of the current Aqua Festival contract on Auditorium Shores and establish a committee of: One Councilmember, Max Nofziger; four neighborhood representatives, who shall be Jonathan Markley, Miriam Bloom, Larry Akers and John Hamilton; one Use of Parkland Task Force member, Terry Colgan; one Parks and Recreation Board member, Neil Iscoe; and the Parks and Recreation Director Charles Jordan; to negotiate a contract with Austin Aqua Festival, Inc.; and return to Council by January 1990 with a parkland use agreement for Aqua Festival. (5-0 Vote, Councilmembers Urdy and Barnstone out of the room.)

ADJOURNMENT

Council adjourned its meeting at 6:45 P.M.